

05-11-06

IPW/RCE

ATTORNEY DOCKET NO. 129843.1082  
(Prev. HARD1.072A)  
Customer No. 60148

TRANSMITTAL LETTER  
SERIAL NO. 10/791,688

1



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Express Mail Certificate Under 37 C.F.R. §1.10

"EXPRESS MAIL" MAILING LABEL NUMBER: EV 994540029 US  
DATE OF DEPOSIT: May 10, 2006

I, Kelly Breeze, hereby certify that this paper (along with any papers and fees referred to as being attached or enclosed or actually enclosed) is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 C.F.R. § 1.10 on the date indicated above, with sufficient postage, and is addressed as follows:

MAIL STOP RCE  
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Signature of person mailing paper

In re Application of: Jeffrey Bergh et al.

Serial No.: 10/791,688

Filing Date: March 1, 2004

Group Art Unit: 3679

Examiner: Joshua T. Kennedy

For: **Fiber Cement Fence System**

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Commissioner for Patents  
P.O. Box 1450  
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05/12/2006 NNGUYEN1 00000070 10791688  
**TRANSMITTAL LETTER FOR REQUEST  
FOR CONTINUED EXAMINATION (RCE)**

790.00 OP

Dear Sir:

Enclosed please find the following:

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- Postcard acknowledgment of receipt of papers by the Patent Office;
- This Transmittal Letter (3 pgs);
- Check in the amount of \$790.00 for the RCE Fee for a non-small entity;
- Request For Continued Examination (RCE) Transmittal (37 CFR §1.114) (2 pgs);
- Amendment and Response to Final Office Action Mailed February 10, 2006 (22 pgs).

Please stamp and return the enclosed postcard.

A check is enclosed for payment of the filing fee for the Request for Continued Examination. No additional fee is believed to be due, however, the Commissioner is hereby authorized to charge payment of any additional fees, including any under 37 C.F.R. § 1.16 or 37 C.F.R. § 1.17, to Deposit Account No. 07-0153 and reference Attorney Docket No. 129843.1082. Please credit any overpayments to this same Deposit Account.

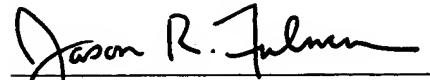
**Please direct all correspondence to the practitioner listed below at Customer No. 60148.**

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Respectfully submitted,



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Registration No. 46,715

Gardere Wynne Sewell LLP  
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Telephone: 214.999.4487  
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ATTORNEY FOR APPLICANTS  
May 10, 2006



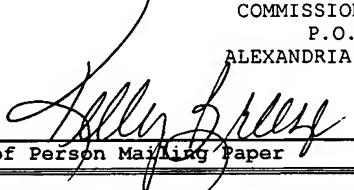
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of: Jeffrey Bergh et al.  
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Group Art Unit: 3679  
Examiner: Joshua T. Kennedy  
For: **Fiber Cement Fence System**

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Commissioner for Patents  
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Alexandria, VA 22313-1450

**REQUEST FOR CONTINUED EXAMINATION (37 C.F.R. § 1.114) FOR  
SUBMISSION OF AN AMENDMENT AND RESPONSE AFTER FINAL REJECTION**

Dear Sir:

Applicants hereby submit this Request for Continued Examination (37 C.F.R. § 1.114) for Submission of an Amendment and Response After Final Rejection. Enclosed herewith is an Amendment and Response to the Office Action mailed February 10, 2006 rejecting Claims 1-19, 25-45 and 68-78. Continued examination of the present application and consideration of the

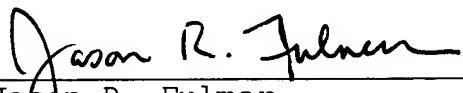
enclosed Amendment and Response is requested.

**FEE**

The fee for filing this Request for Continued Examination, pursuant to 37 C.F.R. § 1.114 and 1.17 (e) is \$790.00 for a non-small entity. As stated in the Transmittal letter accompanying this Request for Continued Examination, a check is enclosed paying the RCE fee and the Commissioner is hereby authorized to charge payment of any additional fees, including any under 37 C.F.R. § 1.16 or 37 C.F.R. § 1.17, to Deposit Account No. 07-0153 and reference Attorney Docket No. 129843.1082. Please credit any overpayments to this same Deposit Account.

**Please direct all correspondence to the practitioner listed below at Customer No. 60148.**

Respectfully submitted,

  
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Jason R. Fulmer  
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ATTORNEY FOR APPLICANTS  
May 10, 2006